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PATENT

100.2471

Ross 6

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ross

Serial No.: 09/735,335

Filed: December 11, 2000

For: TELECOMMUNICATIONS SYSTEM FOR BROADCASTING AND  
RECEIVING INFORMATION WHOSE PERTINENCE IS AT LEAST  
PARTIALLY BASED ON GEOGRAPHY

Group: 3629

Examiner: Jonathan Ouellette

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Durham, North Carolina  
February 27, 2006

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**CERTIFICATION OF FACSIMILE TRANSMISSION**

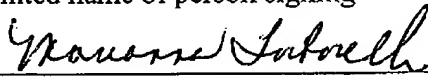
Sirs:

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax. No. 571-273-8300 on the date set forth below

1. Interview Summary (2 pages)

Marianna Tortorelli

Printed name of person signing



Signature

Date: February 27, 2006

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Interview Summary

Sir:

The Examiner is thanked for the courtesy of a telephone interview concerning the above case on February 27, 2006 conducted with Mr. Agusta. In this call, clarification was made concerning an Official Action mailed November 29, 2005 in response to Appellant's Brief filed September 14, 2005. The Action contained the same art rejections as addressed in Appellant's Brief. The Action also rejected claims 1, 6, 11, 14, 17, and 23 under 35 U.S.C. §112, second paragraph for purportedly omitting essential steps.

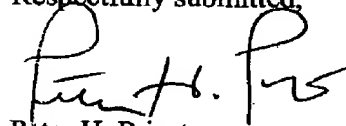
Appl. No. 09/735,335

Interview Summary in Reply to Office Action of November 29, 2005

During the course of the interview, merits of the non-art rejection were discussed. The Examiner agreed to withdraw the non-art rejection. With the non-art rejection withdrawn as agreed, the Appeal is re-instated.

As a separate matter, the Examiner also indicated that a 35 U.S.C. §101 might be forthcoming. It was noted that prosecution for this case has been going on since December 12, 2000 without such an objection being made. Consistent with the MPEP's guidance in this regard, the Applicant expects not to be subjected to piecemeal prosecution. While a Section 101 rejection is not appropriate in this case, it is not possible to address a "possible" ground of rejection as opposed to an actual rejection.

Respectfully submitted,



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